



General Assembly

Substitute Bill No. 6423

January Session, 2003

***AN ACT CONCERNING ENFORCEMENT OF POLLUTION
ABATEMENT ORDERS.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (d) of section 22a-430 of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective July*
3 *1, 2003*):

4 (d) If the commissioner finds that any person or municipality has
5 initiated, created or originated or is maintaining any discharge into the
6 waters of the state without a permit as required in subsection (a)
7 [hereof] of this section, or in violation of such a permit, [he] the
8 commissioner may issue an order to abate pollution which shall
9 include a time schedule for the accomplishment of the necessary steps
10 leading to the abatement of such pollution, or notwithstanding any
11 request for a hearing pursuant to section 22a-436 or the pendency of an
12 appeal therefrom, [he] the commissioner may request the Attorney
13 General to bring an action in the superior court for the judicial district
14 of Hartford (1) to enjoin such discharge by such person or municipality
15 until the person or municipality has received a permit from the
16 commissioner or has complied with a permit which the commissioner
17 has issued pursuant to this section, or (2) for injunctive relief to
18 remediate the effects of such discharge. Any such action brought by
19 the Attorney General shall have precedence in the order of trial as
20 provided in section 52-191.

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| This act shall take effect as follows: |
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| Section 1 | <i>July 1, 2003</i> |
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JUD *Joint Favorable Subst.*